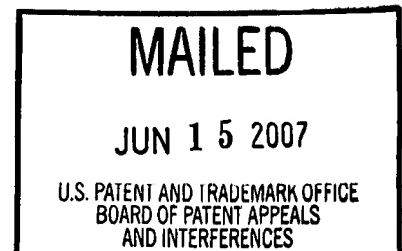


UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

Ex parte SCOTT SHAOBING CHEN,
ALAIN CHARLES LOUIS TRITSCHLER,
and MAHESH VISWANATHAN

Appeal 2006-2871
Application 09/345,238
Technology Center 2600



ORDER DISMISSING APPEAL


On April 25, 2007, counsel for the Appellants filed a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114. Pursuant to the notice entitled "Request for Continued Examination Practice and Changes to Provisional Application Practice," 69 FR 49999 (Aug. 12, 2004), and the provisions of 37 C.F.R. § 1.114(d), a request for continued examination under 37 C.F.R. § 1.114 filed after appeal has been taken, but prior to a decision on the appeal, "will be treated as a request to withdraw the appeal and to reopen prosecution of the application before the examiner."

Accordingly, the appeal in this application is dismissed.

Appeal 2006-2871
Application 09/345,238

This application is being returned to the Examiner for further action as
may be appropriate.

BOARD OF PATENT APPEALS
AND INTERFERENCES

By: 
DALE M. SHAW
Chief Appeals Administrator
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DMS/eld

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